

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Prosecuting Officers – Disciplinary action against Sri M. Kishore Kumar, formerly Addl. Public Prosecutor Grade-II / Special Public Prosecutor, for VI M.S.J.cum.Special Court for SC & ST (POA) Act, 1989, Secunderabad for unauthorized absence on 31.5.2005 – Further action dropped – Orders – Issued.

LAW (LA&J-HOME-COURTS.A2) DEPARTMENT

G.O.Rt.No. 2239

Dated:19-12-2008.

Read:-

From the Director of Prosecutions, A.P., Hyderabad
Lr.No.1453/B1/2005, dt.4.10.2007.

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O R D E R :

In the reference 1st read above, the Director of Prosecutions, A.P., Hyderabad has stated that the Addl. Director of Prosecutions, and Joint Director of Prosecutions, Zones V & VI and I & II have together made a surprise visit to Secunderabad Courts on 6.6.2005 and reported to the Director of Prosecutions, A.P., Hyderabad that Sri M. Kishore Kumar, formerly Addl.P.P., Gr.II/Spl.P.P., for VI M.S.J.cum.Special Court for SC & ST (POA) Act, 1989, Secunderabad and now working as Addl. Public Prosecutor Grade-II Prl. Asst. Sessions Judge Court, Ongole, had not initialed in the attendance register for the period from 31.5.2005 to 4.6.2005 and the Addl. Director of Prosecutions have noted in the attendance register that Sri M. Kishore Kumar was absent on those days subject to verification of Court records. On verification with the Court records it is found that he had attended V A.S.J.Court Kothapet on 2.6.05 and 3.6.05 and further enquiries revealed that he was absent on 31.5.05, before the learned II M.S.J.Court, Nampally, (Incharge Court for VI M.S.J.Court, Secunderabad) but present in the said Court on 1.6.2005. The Director of Prosecutions, A.P., Hyderabad has called for the explanation of Sri M. Kishore Kumar, Addl.P.P., Gr.II, and not satisfied with the explanation, appointed Sri B.R.Sudhakar Reddy, Joint Director of Prosecutions, as Enquiry Officer to enquire into the matter. The Enquiry Officer submitted preliminary enquiry report stating that the individual did not attend the Court on the dates pointed out by the Presiding Officer and as such there is prima face material to order for regular enquiry. Based on the preliminary report, the Director of Prosecutions, A.P., Hyderabad has requested the Government to take disciplinary action against Sri M. Kishore Kumar, formerly Addl.P.P., Gr.II/ Spl.P.P. for VI M.S.J.cum.Spl.Court for SC & ST (POA) Act, 1989, Secunderabad and incharge Addl.P.P., II Addl. M.S.J.Court, Hyd., Addl.P.P., Gr.II, V.A.S.J.Court, Kothapet.

2. Sri M. Kishore Kumar, Addl.P.P., Gr.II, in his explanation has stated that on 31.5.2005 and 1.6.2005 he has attended Hon'ble II M.S.J.Court, Hyd., (i/c Hon'ble VI M.S.J.Sec'bad) signed in the attendance register of O/o Senior Asst. Public Prosecutor, Nampally. On 2.6.2005 and 3.6.2005 he has attended Hon'ble V.A.A.S.J.Court, Ranga Reddy District at L.B. Nagar and signed in the attendance register of O/o Senior Asst. Public Prosecutor, Ranga Reddy District and on 4.6.2005 he was on C.L. Again he attended Sec'bad Court on 6.6.2005. the action of Addl. Director of Prosecutions in marking absent in the attendance register from 31.5.2005 to 4.6.2005 is hasty and without any basis. He attended the Hon'ble II M.S.J.Court, Nampally, on 31.5.05 and represented matters before said Court the question of his unauthorized absence on 31.5.05 does not arise at all. Attendance registers of O/o Senior Asst. Public Prosecutor, Hyd., and Ranga Reddy District and Sec'bad may be verified in this regard. He has requested to drop further proceedings in this regard.

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3. Government after careful examination of the entire issue and hereby drop further action against Sri M. Kishore Kumar, formerly Addl.P.P., Gr.II/Spl.P.P., for VI M.S.J.cum.Spl.Court for SC & ST (POA) Act, 1989, Secunderabad and incharge Addl.P.P., II Addl. M.S.J.Court, Hyd., Addl.P.P., Gr.II V.A.S.J.Court, Kothapet now working as Addl.P.P., Grade-II, Prl. Asst. Sessions Judge Court, Ongole, Prakasam District, without prejudice to continuation of other disciplinary cases, if any, pending against him.

4. The Director of Prosecutions, A.P., Hyderabad is requested to take further necessary action in the matter.

[BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH]

V. SURI APPA RAO,
SECRETARY TO GOVERNMENT (I/C),
LEGISLATIVE AFFAIRS & JUSTICE.

To
The Director of Prosecutions, A.P., Hyderabad
The individual through Director of Prosecutions, A.P., Hyderabad
The Prl. Asst. Sessions Judge Court, Ongole, Prakasam Dist.,

// FORWARDED BY :: ORDER //

SECTION OFFICER.